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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Derryberry et al.

SERIAL NO.: 10/559,919 ART UNIT: 2617

FILED: December 7, 2005 EXAMINER: Miller, Brandon J.

TITLE: Method And Apparatus for Switching Mobile Station
Between Autonomous and Scheduled Transmissions

ATTORNEY DOCKET NO.: 873.0121.U1(US)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Information Disclosure Statement

(37 C.F.R. §1.97(c))

Sir:

The following information is being disclosed to the U.S. Patent and Trademark Office as information that may be material to the examination of the above-identified patent application.

An Office Action has issued in a counterpart foreign application (JP application No. 2005-500501), dated December 4, 2008. Copies of the art are enclosed with a Form PTO-1449 for the Examiner's use. Also included is a copy of the Japanese office action.

- Each item of information contained in this Information Disclosure Statement was cited in a communication from a

foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement, or

- No item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the statement after making reasonable inquiry, no item of information contained in this Statement was known to any individual designated in 37 C.F.R. §1.56(c) more than three months prior to the filing of this Statement.

The filing of this Statement is not to be construed as a representation that a search has been made regarding the claimed invention (37 C.F.R. §1.97(g)) or that no other possible material information exists. In addition, the filing of this Statement is not to be construed to be an admission that the information cited in the Statement is, or is considered to be, material to patentability (37 C.F.R. §1.97(h)).

Respectfully submitted,

Walter J. Malinowski January 8, 2009
Walter J. Malinowski (Reg. No. 43,423) Date

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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail on the date shown below in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

1/9/2009
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